

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: Beth A. Schwartz,
Debtor

Rushmore Loan Management
Services, LLC as Servicer for U.S.
Bank National Association as
Trustee for LB-Cabana Series IV
Trust,
Movant
v.

Beth A. Schwartz
James E Schwartz- Co-Debtor
Jack N. Zaharopoulos – Trustee,
Respondents

Case No.: 1:21-bk-00258-HWV

Chapter: 13

Judge: Henry W. Van Eck

Hearing Date: March 1, 2022 at 9:30 am

Objection Deadline: February 16, 2022

ORDER GRANTING RELIEF FROM THE AUTOMATIC STAY

UPON consideration of the Motion of Rushmore Loan Management Services, LLC as Servicer for U.S. Bank National Association as Trustee for LB-Cabana Series IV Trust (on behalf of itself and together with any successor and/or assigns, “Movant”) and response, if any, there to, and for good cause appearing therefore, it is

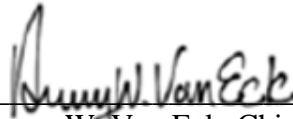
ORDERED the automatic stay, heretofore in effect pursuant to 11 U.S.C. § 362(a) and 11 U.S.C. §1301, is hereby vacated for cause pursuant to 11 U.S.C. §§ 362(d)(1)-(2) to permit Movant to exercise all rights available to it under applicable law with respect to the real property at 149 Meadow Hill Drive, York, PA 17402 (“Property”) ; and it is further;

ORDERED that the Co-Debtor stay in effect as it pertains to James E Schwartz pursuant to section 1301(a) of the Bankruptcy Code is hereby modified to allow Movant its successors and/or assigns to commence and /or continue with a foreclose action and eviction proceeding with regard to the Premises; and it is further

ORDERED that in the event this case is converted to a case under any other chapter of the U.S. Bankruptcy Code, this Order will remain in full force and effect; and it is further

ORDERED that the Movant shall promptly report to the Chapter 13 Trustee any surplus monies realized by any sale of the Property.

By the Court,

A handwritten signature in dark ink, appearing to read "Henry W. Van Eck", is written over a horizontal line.

Henry W. Van Eck, Chief Bankruptcy Judge
Dated: February 23, 2022